

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S001577

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

JOSEPH E DAY; ROBERTA M DAY; MARILLE D HOPKINS

Joseph E. Day

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

JOSEPH E DAY

12695 PINWOODS RD

NEVADA CITY, CA 95959

Agent:

Address:

Phone No. 530-265-7836

Fax No. 530-265-7837

E-mail Address: jedday@sbcglobal.net

Phone No.

Fax No.

E-mail Address:

Source Name: BANNER RAVINE

Tributary To: Gold Run Creek

County: Nevada

Diversion within: SE 1/4 of SE 1/4 Section 15, T 15 N, R 8 E, MDB&M

Year of First Use: 1860

Name of Diversion works:

Assessor Parcel Number  
of the Diversion site: 37-080-35,43,48

STATE WATER RESOURCES  
CONTROL BOARD  
JUL 21 AM 11:31  
DIVISION OF WATER RIGHTS  
SACRAMENTO

A. **Water is Used Under:** Riparian claim \_\_\_ Pre-1914 claim \_\_\_ Court Decree No.: \_\_\_ Other (explain): \_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:

Gallons per minute (gpm) \_\_\_ Gallons per day (gpd) \_\_\_ Cubic feet per second (cfs) \_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
2006	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
2007	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:

Gallons ALL Million Gallons (MG) ALL Acre-feet (AF) ALL

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	ALL												
2006	ALL												
2007	ALL												

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ acres; Stockwatering 10+; Domestic 10-12 People

Other (specify) Supplies Water To Fire Suppressor System, Nevada City Self

Storage at Day Ranch

Parcel Number(s) of Place of Use: same

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.

(New pump, enlarged diversion dam, location of diversion, etc.)

no change

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO \_\_\_

Describe any water conservation efforts you have initiated: \_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)

EWREMS/CM  
7/9/09

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 7-16-08, 2008 at Neenah City, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: Joseph E. DAY  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

ITEM CONTINUATION  
If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S001577%\$%2004

2002, 2003, 2004

2005 MAR -7 PM 1:25

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** JOSEPH E DAY; MARILLE D HOPKINS; ROBERTA M DAY;

DIV. OF WATER RIGHTS  
SACRAMENTO  
JOSEPH E DAY

**PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:**

**JOSEPH E DAY**

**12695 PINWOODS RD**

**NEVADA CITY, CA 95959-3224**

**STATEMENT NO.:** S001577  
**CONTACT PHONE NO.:** (530)265-7836

**Source Name:** BANNER RAVINE

**Tributary To:** GOLD RUN CREEK

**County:** Nevada

**Diversion Within:** SE1/4 of SE1/4 Section 18, T16N, R09E, MB&M

**Year of First Use:** 1860

**Parcel Number:** 37-080-35,43,48

37040-14,27

**A. Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

**B. Year of First Use:** (Please provide if missing above) \_\_\_\_\_

**C. Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)			Other		Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
2003	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
2004	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

**D. Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ acres; Stockwatering 10+; Domestic 10-12 People;

Other (specify) Supplies Water To Fire Suppression System, Nevada City SeCF STORAGE at DAY RANCH

**E. Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

**F. Please answer only those questions below which are applicable to your project.**

**1. Conservation of water**

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

5-11-05  
PMM

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO \_\_\_\_.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO \_\_\_\_.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3-4, 2005 at Nevada City, California

SIGNATURE: Joseph E. Day

PRINTED NAME: Joseph (first name) E. (middle initial) DAY (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: JOSEPH E DAY, *MARILYN D. Hopkins, Roberta M. Day*

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**JOSEPH E DAY**  
**12695 PINWOODS RD**  
**NEVADA CITY, CA 95959-3224**

STATEMENT NO: **S001577**  
CONTACT PHONE NO: **(530)265-7836**

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S001577  
PASSWORD: C14407

Source Name: BANNER RAVINE  
Tributary To: GOLD RUN CREEK  
County: Nevada  
Diversion Within: SE1/4 of SE1/4 Section 18, T16N, R09E, MB&M

Year of First Use: 1860  
Parcel Number: 37-080-35,43,48

*37-040-14,27*

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. Year of first use- (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:														Gallons	Acre-feet	Other	Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual				
1999	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓				
2000	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓				
2001	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30 + acres; Stockwatering 10 +; Domestic 10-12 People

Other (specify) Supplies Water To Fire Suppresion System, Nevada City Self

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
STORAGE & DRY PANCH

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO \_\_\_  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ NO \_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6-17, 2002 at Nevada City, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_

(first name)

(middle init.)

(last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

also filed on internet, if it worked.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES CONTROL BOARD

DIV. OF WATER RIGHTS  
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: JOSEPH E DAY, MARILLE D HOPKINS, ROBERTA M DAY

JOSEPH E DAY  
12695 PINEWOODS RD  
NEVADA CITY, CA 95959-3224

STATEMENT NO: S001577

SOURCE: BANNER RAVINE

TRIBUTARY TO: GOLD RUN CREEK

COUNTY: NEVADA

DIVERSION:

WITHIN: SE $\frac{1}{4}$  OF SE $\frac{1}{4}$  SECTION 18, T16N, R9E, MB&M.

TELEPHONE NUMBER:

530 (916) 265-7836

YEAR OF FIRST USE: 1860

PARCEL NO: 37-080-35, 43, 48

37-040-14, 27

A. Water is used under: Riparian claim; Pre 1914 right           ; Other (explain):           

B. Year of first use (Please provide if missing above)           

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)           

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1999	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ acres; Stockwatering 10+; Domestic 10-12 People

Other (specify) Supplies Water To Fire Suppression System, Nevada City, Sella Storage & DAY PAVEN

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 10-24 2000 at Nevada City, California

SIGNATURE: Joseph E Day

PRINTED NAME: Joseph

(FIRST NAME)

(MIDDLE INIT.)

(LAST NAME)

COMPANY NAME:           

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

KN DEC 28 2000

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"  
 "Information Pertaining to Water Rights in California"  
 "Water Rights for Stockponds Constructed Prior to 1969"  
 "Appropriation of Water in California"



S-1577

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.**

**OWNER OF RECORD:** JOSEPH E DAY, MARILLE D HOPKINS, ROBERTA M DAY, ~~MARILLE D H~~  
-PK

JOSEPH E DAY  
12695 PINWOODS ROAD  
NEVADA CITY, CA 95959-3224

**STATEMENT NO:** S001577

**SOURCE:** BANNER RAVINE  
**TRIBUTARY TO:** GOLD RUN CREEK  
**COUNTY:** NEVADA  
**DIVERSION**

**TELEPHONE NUMBER:**  
(916) 265-7836

**YEAR OF FIRST USE:** 1860

**PARCEL NO:** 97-080-35, 43, 48, 49

**WITHIN:** SE $\frac{1}{4}$  OF SE $\frac{1}{4}$  SECTION 18, T16N, R9E, ~~MB&M. MDB&M~~  
A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) 37-040-14, 27

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1995	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ acres; Stockwatering 10+; Domestic 10-12 People  
Other (specify) Supplies Water To Fire Suppression System, Nevada City  
Self Storage & Day Ranch.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: MAY 21, 19 96, at NEVADA CITY

SIGNATURE: Joseph E Day

PRINTED NAME: Joseph (FIRST NAME) Edward (M. NAME) DAY (LAST NAME)

COMPANY NAME: \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.



JOSEPH E. DAY  
12695 Pinewoods Road  
Nevada City, CA 95959-3224

Phones: 916-265-2540 (Home)  
916-265-7835, 6, 8, (Office)  
Fax 916-265-7837

May 22, 1996

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P. O. Box 2000  
Sacramento, CA 95810-2000

Re: Statement No: S001577

Dear Mr. Johnson:

Reference the enclosed "Supplemental Statement of Water Diversion and Use".

No changes in our use of water, or the land on which it is used, have occurred.

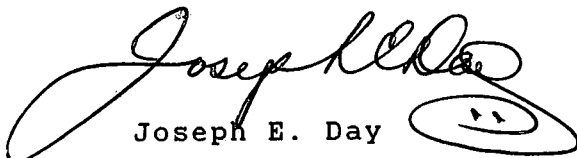
In Estate Planning, my sister, my wife and I have established Living Trusts, and have deeded our property into them, as follows:

"JOSEPH E. DAY and ROBERTA M. DAY, Trustees, or their successors in trust, under the DAY FAMILY LIVING TRUST, dated September 2, 1994, and any amendments thereto."

"MARILLE D. HOPKINS, as trustee, under the MARILLE D. HOPKINS 1993 Trust".

If you have any questions, please feel free to contact me.

Sincerely yours,

  
Joseph E. Day

S-1 577

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
SACRAMENTO  
MAY -8 PM 2:30

STATEMENT NO: S001577  
OWNER OF RECORD: JOSEPH E DAY

JOSEPH E DAY  
12695 PINWOODS ROAD  
NEVADA CITY, CA 95959-3224

SOURCE: BANNER RAVINE  
TRIBUTARY TO: GOLD RUN CREEK  
COUNTY: NEVADA  
DIVERSION  
WITHIN: SE $\frac{1}{4}$  OF SE $\frac{1}{4}$  SECTION 18, T16N, R9E, MDB&M.

TELEPHONE NUMBER:  
(916) 265-7836  
YEAR OF FIRST USE: 1860  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 30 Acres; Stockwatering \_\_\_\_\_; Domestic 10-12 People  
Other (specify) Supplies Water to Fire Suppression System, Nevada City Self Storage and Day Ranch.

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (new pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 3, 1995 at Nevada City, California

SIGNATURE: Joseph Edward Day

PRINTED NAME: Joseph

(FIRST NAME)

Edward

(M. NAME)

Day

(LAST NAME)

COMPANY NAME: \_\_\_\_\_

### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. S001577

DIVERSION SITE:

OWNER'S NAME Bureau of Land Management

PARCEL NO. 37-080-9

PLACE OF USE:

OWNER'S NAME Joseph Edward Day

1. PARCEL NO. 37-080-35, 37-080-43 \*37-040-14

2. PARCEL NO. 37-080-48 \*37-040-27

3. PARCEL NO. 37-080-49

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Owner

NAME Joseph Edward Day

MAILING ADDRESS 12695 Pinewoods Road

Nevada City, CA 95959-3224

TELEPHONE NO. ( 916 ) 265 - 2540 (Home)  
( 916 ) 265 - 7835 (Office) 9A-5P M-F

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \* Marille Janice Day Hopkins

MAILING ADDRESS 13358 Gracie Road

Nevada City, CA 95959

TELEPHONE NO. ( 916 ) 265 - 4448

2. NAME

MAILING ADDRESS

TELEPHONE NO. ( ) -

XX ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

Marille Janice Day Hopkins is the Sister of Joseph Edward Day.

County Parceling System has assigned the various Parcel Numbers to the land, which is the same piece of land that has been in the family for generations.

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 001577

JOSEPH E & ROBERTA M DAY, MARILLE D HOPKINS  
12695 PINWOODS ROAD  
NEVADA CITY, CA 95959-3224

TELEPHONE NUMBER:  
(916) 265-7836

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BANNER RAVINE

TRIBUTARY TO: GOLD RUN CREEK

COUNTY: NEVADA

YEAR OF FIRST USE: 1860

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 18, T16N, R09E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ acres acres; Stockwatering \_\_\_\_\_; Domestic 10-12 People  
Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 4, 19 94, at Nevada City, California

Signature: \_\_\_\_\_

Joseph E. Day



## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS  
SACRAMENTO

STATEMENT NO: 001577

DIVERTER OF RECORD:

JOSEPH E & ROBERTA M DAY, MARILLE D HOPKINS  
12695 PINWOODS ROAD  
NEVADA CITY, CA 95959-3224

TELEPHONE NUMBER:  
(916) 265-2540  
(916) 265-7836 (Daytime)

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BANNER RAVINE

TRIBUTARY TO: GOLD RUN CREEK

COUNTY: NEVADA

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 18, T16N, R09E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1989	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1990	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30+ Acres

Stockwatering \_\_\_\_\_

Domestic 8-10- people

Other (specify) \_\_\_\_\_

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Pipe and 80 gallon settling tank washed out by flood waters released by Nevada Irrigation District from flume crossing water course. 2" PVC pipe extended upstream to above flood damaged stream bed, new 4' wide, 2 1/2' high concrete sand bag diversion dam created to direct water into pipe.

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 17, 19 91, at Nevada City, California

Signature: Joseph Hopkins

1990

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Appropriation of Water in California"

**SAMPLE**

**STATE WATER RIGHTS BOARD**

ROOM 1140, RESOURCES BUILDING

1416 BERRY STREET

SACRAMENTO, CALIFORNIA 95814

**SAMPLE**

**S1577**

**Statement of Water Diversion and Use**

A. Name of person diverting water JOSEPH W. DAY & MARILLE V. DAY  
Address RT 1 Box B 281, Nevada City, California 95957

B. Name of body of water at point of diversion BANNER RAINE  
Tributary to GOLD RUN RAINE

C. Place of diversion NW 1/4 SE 1/4 Section 18, Township 11N, Range 9E, MD 30N, NEVADA  
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Capacity of diversion works is 2 inch pipe from stream cubic feet per second  
Capacity of storage reservoir 6 gallons per minute  
acre-feet

State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1966	:	:	:	:	:	:	:	:	:	:	:	:	:

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. 5 acres of Orchard  
Garden - 4 people in family

Maximum annual water use in recent years has been \_\_\_\_\_ gallons  
acre-feet

Minimum annual water use in recent years has been \_\_\_\_\_ gallons  
acre-feet

Type of diversion facility: gravity X pump \_\_\_\_\_

Method of measurement: weir \_\_\_\_\_, flume \_\_\_\_\_, electric power meter \_\_\_\_\_, water meter \_\_\_\_\_, estimate X

E. Purpose of use (what water is being used for) House use & irrigate garden & orchard.

F. General description or location of place of use (use sketch of section grid on reverse side if you desire) \_\_\_\_\_

G. Year of first use as nearly as known 1860

H. Name of person filing statement Joseph W. Day

Position Owner Organization \_\_\_\_\_

Address RT 1 Box B 281, Nevada City, California 95957

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed June 28, 1967 VII 1967 Signature Joseph W. Day

See Instructions on Reverse Side